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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of

Docket No: Q95085

Akira TSUGITA, et al.

Appln. No.: 10/580,032

Group Art Unit: Unknown

Confirmation No.: Unknown

Examiner: Unknown

Filed: May 19, 2006

For: METHOD OF ANALYZING A PROTEIN

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

- 1. Japanese Patent Application Publication No. 2002-100318, published April 5, 2002 (with English Translation).
- 2. Thomas JENUWEIN, et al. Translating the Histone Code, www.sciencemage.org, 10 August 2001, pps 1074-1080, vol 293.
- 3. Eric J. RICHARDS, et al., Epigenetic Codes for Heterochromatin Formation and Silencing: Rounding up the Usual Suspects, Cell Press, February 22, 2002, Vol 108.

One copy of each of the listed documents is submitted herewith.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/580,032

Attorney Docket: Q95085

The present Information Disclosure Statement is being filed: (1) No later than three

months from the application's filing date; (2) Before the mailing date of the first Office Action

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for

foreign language documents, Applicant states that the above listed document No. 1 is discussed

within the Specification beginning on page 2.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

Respectfully submitted,

Bernstein

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23373

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Date: July 5, 2006

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	10/580,032	
	DRMATION			Filing Date	05-19-06	
STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	Akira TSUGITA	
				Art Unit		
(Use as many sheets as necessary)				Examiner Name		
Sheet	1	of	2	Attorney Docket Number	Q95085	

U.S. PATENT DOCUMENTS Pages, columns, Lines, Examiner Document Number Cite **Publication Date** Where Relevant Name of Patentee or No. 1 Kind Code² Number MM-DD-YY Applicant of Cited Passages or Relevant (if known) Document Figures Appear

	FOREIGN PATENT DOCUMENTS						
Examiner Initial *	Cite No. 1	Country Code	Foreign Patent Document 3 Number ⁴ Kind Code (if kno ⁵ va	Publication Date) MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6
	Α	JP	2002-100318	04-05-02	Micromass Ltd		х
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Examiner Signature	Date Considered

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office,

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^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not Considered. Include of this form with next communication to applicant.

^{1.} Applicant's unique citation designation number (optional) 2. See Kinds codes of USPTO patent Docu<u>www.uspto.gc</u>or MPEP 901.04. 3. Enter Office that isssued the document, by the two-letter code (WIPO Standard ST.3.) 4. For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6. Applicant is to place a check mark here if English language Translation is attached.

Approved for use through 07/31/2006. OMB 0651-0031

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JUL 0 5 2006

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2 2 of

Complete if Known			
Application Number	10/580,032		
Filing Date	05-19-06		
First Named Inventor	Akira TSUGITA		
Group Art Unit			
Examiner Name			
Attorney Docket Number	Q95085		

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS				
Examiner initial *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T 2	
	В	Eric J. RICHARDS, et al., Epigenetic Codes for Heterochromatin Formation and Silencing: Rounding up the Usual Suspects, Cell Press, February 22, 2002, Vol 108		
	С	Thomas JENUWEIN, et al. Translating the Histone Code, www.sciencemage.org, 10 August 2001, pps 1074-1080, vol 293		
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Signature		Considered		
* EVALUATED: Initial	al if reference considered, whether or not citation is in conformance with MPEP 609.	Draw line through cit	ation if not in conformance and not	

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